

Message Text

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SUBJECT: UN CONFERENCE ON THE REPRESENTATION OF STATES IN THEIR
RELATIONS WITH INTERNATIONAL ORGANIZATIONS (RSIO) --
DEBATE ON ANNEX

SUMMARY. COMMITTEE IN SERIES OF DECISIONS GAVE
CLEAR NOTICE THAT IT WOULD INCLUDE ANNEX IN
FULL TEXT OF CONVENTION AND THAT IT WOULD PROBABLY
ACCEPT SOVIET AMENDMENTS WHICH ELABORATE ON
ANNEX TO MAKE IT VIRTUALLY INDENTICAL WITH PART III.
(WHICH REFLECTS IN LARGE PART THE VIENNA CONVENTION
ON DIPLOMATIC RELATIONS). END SUMMARY.

1. PROCEDURAL DEBATE ON CONSIDERATION OF ANNEX
OF CONVENTION RE OBSERVER DELEGATIONS REOPENED
WHEN COMMITTEE ON FEB. 26-27 TOOK UP ARTICLE 59
AND ARTICLE M. US DEL ASKED EXPERT CONSULTANT
FOR EXPLANATION OF WHAT TYPES OF OBSERVERS COVERED
BY ANNEX. EL-ERIAN ADMITTED AMBIQUITY IN ILC
EXPLANATION OF ANNEX, AND STATED THAT PART III
COVERED SOME OBSERVER DELS AND ANNEX COVERED
REST, BUT HE COULD NOT SPECIFY EXACTLY WHICH
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OBSERVER DELS WERE COVERED BY EACH SECTION.

DUTCH DEL ARGUED THAT GREAT MAJORITY OF OBSERVERS WERE ALREADY COVERED BY CONVENTION AND WITH SLIGHT CHANGE IN DEFINITIONS IN ARTICLE 1 OF CONVENTION, THOSE ELIGIBLE UNDER ANNEX COULD BE MADE ELIGIBLE UNDER PART III AND ANNEX COULD BE ELIMINATED. US DEL QUESTIONED NEED FOR ANNEX, POINTING OUT THAT QUOTE ALL STATES UNQUOTE FORMULA RE FULL PARTICIPATION OF STATES IN CONFERENCE, ALONG WITH LIKELIHOOD THAT OBSERVER DELS TO ORGANS OF AN ORGANIZATION WOULD FALL UNDER REGIME OF RESPECTIVE MISSION TO AN IO, WOULD APPARENTLY RESULT IN NO NEED FOR SPECIAL PROVISIONS OF THE ANNEX. US INSISTED THIS POINT BE DISCUSSED BEFORE COMMITTEE PROCEEDED. EGYPTIAN AND PERUVIAN DELS OPPOSED ANY EFFORT TO GROUP OBSERVER DELS WITH REGULAR DELS AND CALLED FOR CONSIDERATION OF ANNEX. ON MOTION OF UK, MEETING WAS SUSPENDED FOR CONSULTATION.

2. DURING RECESS WEO GROUP WAS UNABLE TO AGREE ON COMMON POSITION. US DEL OPPOSED INCORPORATION OF ANNEX INTO PART III AND REITERATED VIEW ANNEX APPEARED UNNECESSARY. SWISS AND AUSTRIAN DELS FAVORED DUTCH PROPOSAL. OTHER REGIONAL GROUPS ALSO WERE DIVIDED BUT SOVIETS IN AFTERNOON SESSION CAME DOWN FOR JOINT CONSIDERATION OF ANNEX WITH CORRESPONDING ARTICLES IN SECTION III, THOUGH THEY OPPOSED INCORPORATION OF ANNEX INTO PART III.

3. WHEN COMMITTEE RESUMED DUTCH DEL FORMALLY INTRODUCED AMENDMENT TO ARTICLE 1 WHICH WOULD DEFINE DELEGATION TO INCLUDE PARTICIPATION AND, AS CASE MAY BE, OBSERVATION. GREEK MOVE FOR SECOND RECESS WAS DEFEATED 7-36-20(US) AND EGYPTIAN DEMAND FOR CLOSURE PASSED 35-19(US)-16. CHAIR THEN PUT TO VOTE QUESTION OF CONSIDERING ARTICLE 59 WITH ARTICLE N AND THIS CARRIED 42-14(US)-10.

4. US HAD EARLIER TABLED SERIES OF AMENDMENTS TO ANNEX VIEW TIME LIMIT IMPOSED PREVIOUSLY BY CHAIR. SINCE ONE OF THESE CONCERNED ARTICLE M AND WOULD LIMIT INVIOABILITY TO ACTS PERFORMED IN PERFORMANCE OF OFFICIAL FUNCTIONS, US INTRODUCED ITS OWN AMENDMENT.

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5. APPROACH OF MOST US AMENDMENTS WAS TO REDUCE ANNEX TO FUNCTIONAL P & I, WHILE SOVBLOC TABLED SERIES OF AMENDMENTS WHICH WOULD INFLATE ANNEX TO MAKE OBSERVER DELS EQUAL IN VIRTUALLY ALL RESPECTS TO DELS. DEBATE, WHICH DRAGGED ON INTO LATE EVENING, REVEALED GENERAL TEMPER OF COMMITTEE FAVORED FULL EQUALITY OF TREATMENT. THUS US AMENDMENT WAS DEFEATED 9(US,UK, CANADA, FRG)-35(SOVBLOC, LAS, SPAIN)-14(FRANCE, TURKEY, GREECE).

UKRAINE AMENDMENT BASING ARTICLE M ON ARTICLE 59 WAS APPROVED
33-8(US)-19(FRANCE, DENMARK, ITALY, TURKEY, SWITZERLAND, SWEDEN).

6. ON FEB. 27 TWO MORE VOTES WERE TAKEN ON ARTICLES OF
ANNEX, ARTICLES P AND R WHICH WERE AMENDED BY SOVIET BLOC
AMENDMENTS BROADENING COVERAGE TO INCLUDE OBSERVER STAFF.
THOSE AMENDMENTS WERE APPROVED 39-7(US)-17 AND 37-5(US)-22
RESPECTIVELY.

7. COMMENT: OUR EFFORT TO HAVE COMMITTEE DISCUSS SCOPE OF ANNEX
FAILED BECAUSE OF CONTINUED INTEREST BY LAS IN ENLARGEMENT OF
P & I, DETERMINED SOVBLOC PRESSURE IN SAME REGARD, AND
APPARENT CONVICTION BY ARABS AND AFRICANS THAT PROVISIONS ON
OBSERVER DELS WILL BE APPLICABLE TO NLMS.

DECISIONS TQKEN BY COMMITTEE TO TAKE UP ANNEX IMMEDIATELY
FOR CONSIDERATION GREATLY CONFUSES PROCEDURES. WE WILL NOW
REVIEW ANNEX STARTING WITH ARTICLE M (AS A RESULT OF PASSAGE
OF TIME LIMITES ON EARLIER PROVISION OF PART III) AND THEN
DEBATE ONLY SOME OF THESE ARTICLE ALONG WITH SIMILAR
ARTICLES IN LATTER PART CONSIDERATION OF SECTION III. EARLIER
PROVISIONS OF THE ANNEX WILL BE CONSIDERED AFTER PART III
IS CONCLUDED. END COMMENT.HUMES

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